

61

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR  
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

2872 AF/

Docket No.  
JEL30290A DIV

In Re Application Of: Tetsuya ISHII

Serial No.  
09/672,455

Filing Date  
September 29, 2000

Examiner  
A. Chang

Group Art Unit  
2872

Invention: **DIFFRACTIVE OPTICAL ELEMENT**

**RECEIVED**

**MAR 08 2004**

TO THE COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of September 11, 2003 in the above-identified application.

*Date*

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated September 11, 2003 finally rejecting Claim(s) 36, 40, 42 and 52

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: December 11, 2003

*Date*

until: March 11, 2004

*Date*

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$330.00

Fee for Extension of Time: \$950.00

**TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$1,280.00**

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☒ A check in the amount of \$1,280.00 for the Notice of Appeal and extension of time is enclosed.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.

03/04/2004 EAREGAY1 00000150 09672455

01 FC:1253 950.00 OP

03/04/2004 EAREGAY1 00000150 09672455

03 FC:1401

330.00 OP

P29LARGE/REV03

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
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MAR 03 2004

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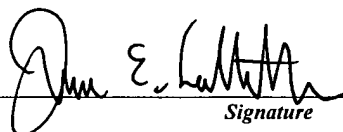
Invention: DIFFRACTIVE OPTICAL ELEMENT

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TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

  
Signature

Dated: March 3, 2004

James E. Ledbetter  
Registration No. 28,732

Certificate of Transmission by Facsimile\*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.

\_\_\_\_\_) on \_\_\_\_\_  
(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

\*This certificate may only be used if paying by deposit account.

CC: